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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 || ANTONIO MEDINA,

Case No. 3:14-cv-00143-RS

13 Plaintiff

**STIPULATION TO CONTINUE CASE
DEADLINES AND [PROPOSED] ORDER**

14 ||

15 MICROSOFT CORPORATION, et al.,

Defendants.

18 WHEREAS, Dr. Medina filed a Second Amended Complaint (“SAC”) with this Court’s
19 approval and pursuant to a stipulation of the parties on June 18, 2014, asserting causes of action
20 for patent infringement, unfair competition and business practices;

21 WHEREAS Microsoft responded to the Second Amended Complaint by filing a motion to
22 dismiss Dr. Medina's claims under § 17200 and § 17043 of the Cal. Bus. & Prof. Code on July
23 14, 2014;

24 WHEREAS the Court granted Microsoft's motion on August 26, 2014, granting Dr.
25 Medina leave to amend the complaint within thirty days (by or before September 25, 2014);

26 WHEREAS Microsoft's deadline for responding to Dr. Medina's patent infringement
27 claim falls on September 9, 2014;

STIPULATION TO CONTINUE CASE DEADLINES
AND [PROPOSED] ORDER
3:14-cv-00143-RS

1 WHEREAS Dr. Medina has represented to Microsoft that he intends to file a third
2 amended complaint including claims for patent infringement as well as amended unfair business
3 practices claims;

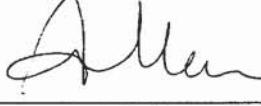
4 WHEREAS Microsoft's answer to the patent count in the SAC will be moot if Dr. Medina
5 files a third amended complaint;

6 WHEREAS the parties desire to minimize unnecessary pleadings practice;

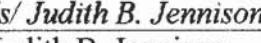
7 NOW, THEREFORE, subject to the Court's approval, the parties Stipulate and Agree as
8 follows:

- 9 1. If Dr. Medina files a Third Amended Complaint by September 25, 2014, Microsoft's
10 responsive pleading will be due on October 16, 2014. Microsoft will not be required
11 to respond to the patent count in the Second Amended Complaint as that count will be
12 moot.
- 13 2. If Dr. Medina does not file a Third Amended Complaint by September 25, 2014,
14 Microsoft shall file its Answer or Answer and Counterclaim to the patent count in the
15 Second Amended Complaint by October 16, 2014.

16
17 DATED: September 4, 2014

By: 
Antonio Medina
Plaintiff
Antonio Medina

20 DATED: September 4, 2014

PERKINS COIE LLP
By: 
Judith B. Jennison
Attorneys for Defendant
Microsoft Corporation

1 **PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, AND**
2 **WITH GOOD CAUSE APPEARING, IT IS ORDERED THAT:**

3 1. If Dr. Medina files a Third Amended Complaint by September 25, 2014, Microsoft's
4 responsive pleading will be due on October 16, 2014. Microsoft will not be required
5 to respond to the patent count in the Second Amended Complaint as that count will be
6 moot.
7 2. If Dr. Medina does not file a Third Amended Complaint by September 25, 2014,
8 Microsoft shall file its Answer or Answer and Counterclaim to the patent count in the
9 Second Amended Complaint by October 16, 2014.

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11 DATED: 9/5, 2014


12 THE HONORABLE RICHARD SEEBOORG
13 UNITED STATES DISTRICT JUDGE

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